

ADOPTED

Senators Harper of the 7th and McKoon of the 29th offered the following amendment:

1 *Amend the Senate Committee on Public Safety substitute to SB 228 (LC 41 1468S) by*
 2 *replacing lines 2 through 6 with the following:*

3 as to provide for exceptions for the use of audible signals, flashing lights, and sirens of
 4 authorized emergency vehicles or law enforcement vehicles; to provide for definitions; to
 5 provide for criminal offenses and minimum fines for the direction of improper use of such
 6 vehicles by certain elected or appointed officials; to provide for related matters; to repeal
 7 conflicting laws; and

8 *By replacing line 15 with the following:*

9 the law, ~~or~~ when responding to but not upon returning from a fire alarm, or when escorting
 10 an honorary procession, including, but not limited to, a funeral procession as provided for
 11 in Code Section 40-6-76, except when escorting an elected official unless the condition of
 12 paragraph (2) of subsection (f) of this Code section is satisfied, may exercise the

13 *By replacing lines 49 through 57 with the following:*

14 flashing lights other than as authorized by ~~subsection (c)~~ of this Code section.

15 (f)(1) As used in this subsection, the term 'elected official' means every elected state
 16 official, elected county official, elected municipal official, elected member of a local
 17 school board, or local school superintendent.

18 (2) Every instance of use of flashing lights by the driver of an authorized emergency
 19 vehicle or law enforcement vehicle transporting an elected official shall be by prior or
 20 contemporaneous written confirmation of the chief of police or department head of the
 21 law enforcement unit of the driver, or his or her law enforcement officer designee who
 22 shall not be the driver or a passenger in such vehicle, that such use is in compliance with
 23 subsection (a) of this Code section. Such written confirmation shall be a public
 24 document.

25 (3) It shall be unlawful for any elected official to direct any person to operate an
 26 authorized emergency vehicle with flashing lights other than as authorized by this Code
 27 section. An elected official convicted of a violation of this Code section shall be
 28 punished as follows:

29 (A) Upon conviction of a first offense, the elected official shall be guilty of a
 30 misdemeanor and shall be fined \$500.00;

31 (B) Upon conviction of a second offense, the elected official shall be guilty of a
32 misdemeanor and shall be fined \$1,000.00; and

33 (C) Upon conviction of a third or subsequent offense, the elected official shall be guilty
34 of a felony and such person's license shall be subject to suspension in accordance with
35 paragraph (2) of subsection (a) of Code Section 40-5-54."